

IN THE MATTER OF APPLICATION 29755)
FILED BY ORVILLE W. AND MARTHA H.)
LA VOY TO APPROPRIATE WATER FROM)
AN UNDERGROUND SOURCE IN DAYTON)
VALLEY, LYON COUNTY, NEVADA.)

R U L I N G

General:

Application 29755 was filed on November 6, 1975 by Orville W. and Martha H. La Voy to appropriate 0.5 c.f.s. of water from an underground source for commercial (trailer park) purposes. The proposed point of diversion and place of use are described as being within a portion of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 23, T.16N., R.21E., M.D.B. & M.

Application 29755 is within the area of the Dayton Valley Hydrographic Basin designated by the State Engineer under the provisions of NRS 534.030.

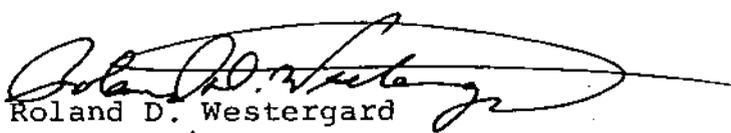
The Lyon County Board of Commissioners was contacted concerning this proposed appropriation. The Commissioners indicated that the proposed appropriation is within the boundaries of the Dayton Water Utility, and further, that the trailer court could be connected to the water utility for water use upon their request.

NRS 534.120, Subsection 3, provides that the State Engineer may: "a. Issue temporary permits to appropriate ground water which can be limited as to time and which may be revoked if and when water can be furnished by an entity such as a water district or municipality presently engaged in furnishing water to the inhabitants thereof. b. Deny applications to appropriate ground water for any purpose in areas served by such an entity."

Ruling:

Application 29755 is herewith denied on the grounds that the place of use is within a reasonable distance of water service available from the Lyon County service lines presently furnishing water.

Respectfully submitted,


Roland D. Westergard
State Engineer

RDW/DLW/dc

Dated this 29th day of July, 1977.